LANCASTER ET AL., RECEIVERS OF THE TEXAS & PACIFIC RAILWAY, *v.* McCARTY ET AL.

ERROR TO THE COURT OF CIVIL APPEALS FOR THE SECOND SUPREME JUDICIAL DISTRICT OF THE STATE OF TEXAS.

No. 148. Submitted December 11, 1924.—Decided March 9, 1925.

The second Cummins Amendment, (August 9, 1916, c. 301, 39 Stat. 441,) authorizing carriers to limit liability upon property received for transportation to the value declared in writing by the shipper, where the rates are based on such value pursuant to authority from the Interstate Commerce Commission,—*held* applicable, and controlling the state law, in respect of a claim for damage to goods